IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 2434 of 1984

For Approval and Signature:

Hon'ble MR.JUSTICE N.G.NANDI

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

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PRANSHANKAR P PANDYA

Versus

STATE OF GUJARAT

Appearance:

1. Special Civil Application No. 2434 of 1984

NOTICE SERVED for Petitioner No. 1

Mr.L.R.Pujari, Ld.AGP for Respondent No. 1-2

CORAM : MR.JUSTICE N.G.NANDI

Date of decision: 13/07/2001

ORAL JUDGEMENT

None present for the petitioner. In this petition the petitioner has been praying for quashing the notification dated 7.4.1994-annexure "B" issued by the Panchayat Department of the respondents and also praying

for issuance of order of promtoion and posting of persons shown at Sl.Nos 12 to 26 in the said notification.

2. In the affidavit-in-reply filed by the respondents it has been stated that Special Civil Application Nos 2109 and 2258/84 were filed by some other persons involving identical issue and that Special Civil Application No.2109/84 was dismissed by this court. It is stated by Mr.Pujari, Ld.AGP that he is not aware whether any Letters Patent Appeal is filed against the order dismissing Special Civil Application No.2109/84.

3. In para 9 of the affidavit in reply it has been stated that the petitioner was promoted on 6.6.1984.

4. The petitioner having been promoted on 6.6.1984 having regard to the prayer in writ petition none of the reliefs claimed in the petition survive and therefore the petition is liable to be dismissed as infructuous.

5. In view of the above, the petition is dismissed as infructuous. Rule is discharged. No costs.

13.7.2001 (N.G.NANDI,J)